

IN THE UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF MISSISSIPPI
JACKSON DIVISION

OLIVIA Y., et al.

PLAINTIFFS

v.

CIVIL ACTION NO. 3:04CV251LN

HALEY BARBOUR, as Governor of the State of Mississippi, et al.

DEFENDANTS

**PLAINTIFFS' UNOPPOSED MOTION FOR EXTENSION OF TIME TO RESPOND
TO DEFENDANTS' MOTION TO STRIKE
THE DECLARATION OF SHIRIM NOTHENBERG**

COME NOW Plaintiffs, pursuant to Fed. R. Civ. P. 6(b)(1), and move this Court for an extension of time from December 17, 2010, to December 23, 2010, to respond to Defendants' Motion to Strike the Declaration of Shirim Nothenberg [Doc. No. 535]. As grounds for this Motion, Plaintiffs state:

1. Defendants filed their Response in Opposition to Plaintiffs' Motion for Contempt and for the Appointment of a Receiver on December 3, 2010. On that same date, Defendants filed the Motion to Strike the Declaration of Shirim Nothenberg.

2. Plaintiffs' reply in support of the motion for contempt and for the appointment of a receiver is due on December 23, 2010. For purposes of efficiency, Plaintiffs request that their response to the motion to strike be due on the same date.

3. Counsel for Defendants has advised undersigned counsel that Defendants have no objection to the requested extension. However, Defendants request that their deadline to file their reply in further support of their motion to strike be extended to January 7, 2011. Plaintiffs have no objection to Defendants' request.

4. The extension of time sought is made in good faith and not requested solely for purposes of undue delay.

WHEREFORE, PREMISES CONSIDERED, Plaintiffs respectfully request the Court to enter an Order granting Plaintiffs an extension of time until December 23, 2010, to file their response to Defendants' Motion to Strike the Declaration of Shirim Nothenberg and granting Defendants an extension of time until January 7, 2011, to file their reply in further support of their Motion to Strike the Declaration of Shirim Nothenberg.

Respectfully submitted, this the 7th day of December, 2010.

/s/ Shirim Nothenberg
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Plaintiffs' Counsel

CERTIFICATE OF SERVICE

I, Shirim Nothenberg, do hereby certify that on December 7, 2010, I electronically filed a true and correct copy of the foregoing document with the Clerk of court using the ECF system which sent notification of such to counsel as follows:

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SO CERTIFIED, this 7th day of December, 2010.

/s Shirim Nothenberg